

HOUSE BILL 906

P2

0lr1442
CF 0lr3167

By: **Delegates Robinson and Oaks**

Introduced and read first time: February 10, 2010

Assigned to: Health and Government Operations

A BILL ENTITLED

1 AN ACT concerning

2 **Minority Business Enterprises – Signing Bids or Proposals – Submitting**
3 **Subcontracts**

4 FOR the purpose of requiring certain bids or proposals to be signed by certain certified
5 minority business enterprises; requiring certain contractors to submit certain
6 subcontracts with minority business enterprises to certain units; authorizing an
7 extension of a certain requirement under certain circumstances; and generally
8 relating to minority business enterprises.

9 BY adding to
10 Article – State Finance and Procurement
11 Section 14–302(a)(9)
12 Annotated Code of Maryland
13 (2009 Replacement Volume)

14 BY repealing and reenacting, with amendments,
15 Article – State Finance and Procurement
16 Section 14–303(b)(13)
17 Annotated Code of Maryland
18 (2009 Replacement Volume)

19 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
20 MARYLAND, That the Laws of Maryland read as follows:

21 **Article – State Finance and Procurement**

22 14–302.

23 (a) **(9) (I) A BID OR PROPOSAL BASED ON A SOLICITATION WITH**
24 **AN EXPECTED DEGREE OF MINORITY BUSINESS ENTERPRISE PARTICIPATION**
25 **SHALL IDENTIFY THE SPECIFIC COMMITMENT OF CERTIFIED MINORITY**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 BUSINESS ENTERPRISES AND BE SIGNED BY THE CERTIFIED MINORITY
2 BUSINESS ENTERPRISES IDENTIFIED IN THE BID OR PROPOSAL.

3 (II) WITHIN 30 DAYS AFTER THE DAY ON WHICH A
4 CONTRACT WITH AN EXPECTED DEGREE OF MINORITY BUSINESS ENTERPRISE
5 PARTICIPATION IS AWARDED, A CONTRACTOR SHALL SUBMIT TO THE UNIT
6 AWARDED THE CONTRACT A RATIFIED SUBCONTRACT WITH EACH MINORITY
7 BUSINESS ENTERPRISE TO BE COUNTED TOWARD THE PARTICIPATION.

8 (III) IF THE CONTRACTOR, SUBCONTRACTOR, AND UNIT
9 AGREE, THE 30-DAY REQUIREMENT ESTABLISHED UNDER SUBPARAGRAPH (II)
10 OF THIS PARAGRAPH MAY BE EXTENDED.

11 14-303.

12 (b) These regulations shall include:

13 (13) [a requirement that a bid or proposal based on a solicitation with
14 an expected degree of minority business enterprise participation identify the specific
15 commitment of certified minority business enterprises at the time of submission]
16 PROVISIONS CONSISTENT WITH § 14-302(A)(9) OF THIS SUBTITLE;

17 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
18 October 1, 2010.